

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

GUY T. MITCHELL,)	
)	No. 08-cv-3193
Plaintiff,)	
)	Pending in the United States District Court
v.)	for the Southern District of New York
)	bearing Case No. 08 Civ. 4319 (JES)
CARBON CAPITAL II, INC.,)	
)	Judge Guzman
Defendant.)	Magistrate Judge Cole

NOTICE OF MOTION

To: Nicholas P. Crowell Isaac S. Greaney Alex J. Kaplan SIDLEY AUSTIN LLP 787 Seventh Avenue New York, NY 10019	Darrell J. Graham The Law Office of Darrell J. Graham, LLC 53 West Jackson Boulevard Suite 1334 Chicago, IL 60604	Phillip Shatz McCabe & Mack LLP 63 Washington Street P.O. Box 509 Poughkeepsie, NY 12602
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PLEASE TAKE NOTICE, that on Thursday, June 5, 2008, at 9:30 a.m. we shall appear before the Honorable Ronald Guzman or any judge sitting in his stead in Room 1219 of the United States District Courthouse, 219 South Dearborn Street, Chicago, Illinois, and then and there present **PLAINTIFF GUY T. MITCHELL'S MOTION TO COMPEL COMPLIANCE WITH SUBPOENAS ISSUED TO HYATT CORPORATION AND HYATT EQUITIES, L.L.C.**, a copy of which is hereby served upon you.

Dated: June 3, 2008

Respectfully submitted,

GUY T. MITCHELL

By: s/ Peter S. Roeser
One of His Attorneys

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CERTIFICATE OF SERVICE

I, Peter S. Roeser, an attorney, certify that on June 3, 2008, I caused a true and complete copy of the foregoing **NOTICE OF MOTION** to be served by messenger delivery upon the following:

Nicholas P. Crowell
Isaac S. Greaney
Alex J. Kaplan
SIDLEY AUSTIN LLP
787 Seventh Avenue
New York, NY 10019

Darrell J. Graham
The Law Office of Darrell J. Graham, LLC
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and by email transmission upon the following:

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s/ Peter S. Roeser
Peter S. Roeser